CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, MAY 6, 2019

"Slip opinions" are the opinions delivered by the Supreme Court Justices and are subject to modification, rehearing, withdrawal, or clerical corrections. Modifications to previously posted opinions will be linked to the case number in the petition for rehearing section the day the changes are announced.

Click on the case number to view the opinion in pdf format.

OPINIONS

2019 CO 31

Supreme Court Case No. 17SC246
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 16CA102

Petitioner:

Chris Bermel,

v.

Respondent:

BlueRadios, Inc.

Judgment Affirmed
en banc

JUSTICE MÁRQUEZ delivered the Opinion of the Court.
JUSTICE GABRIEL dissents, and **JUSTICE HART** joins in the dissent.
JUSTICE HOOD does not participate.

2019 CO 32

Supreme Court Case No. 18SA110
Appeal from the District Court
La Plata County District Court, Water Division No. 7 Case No. 16CW3008
Honorable Jeffrey R. Wilson, Water Judge

Plaintiffs-Appellants:

Gary Sheek, Sheek Family Limited Partnership, and Pamsey I. Sheek

v.

Defendants-Appellees:

Roger Brooks, Veryl Goodnight, Ida May Smith, and The James Fenberg Revocable Trust.

Judgment Affirmed
en banc

JUSTICE HART delivered the Opinion of the Court.

2019 CO 33

Supreme Court Case No. 19SA20
Interlocutory Appeal from the District Court
Moffat County District Court Case No. 18CR270
Honorable Michael A. O'Hara III, Judge

Plaintiff-Appellant:

The People of the State of Colorado,

v.

Defendant-Appellee:

Justin Ray Cline.

Order Reversed
en banc

JUSTICE SAMOUR delivered the Opinion of the Court.
JUSTICE HOOD dissents, and **CHIEF JUSTICE COATS** and **JUSTICE HART** join in the dissent.

GRANTED PETITIONS FOR WRIT OF CERTIORARI

No. 18SC241, Court of Appeals Case No. 14CA2243
Petitioner:
Kellie Jean Lawson,
v.
Respondent:
The People of the State of Colorado.

Petition for Writ of Certiorari GRANTED. The judgment of the Colorado Court of Appeals is vacated, and the case is remanded to the Colorado Court of Appeals for reconsideration in light of *Page v. People*, 2017 CO 88, and *People v. Rock*, 2017 CO 84. EN BANC.

Whether, in light of this Court's decision in *Page v. People*, 2017 CO 88 and *People v. Rock*, 2017 CO 84, the court of appeals misapplied *Reyna-Abarca v. People*, 2017 CO 15, to find criminal mischief and arson did not merge.

DENIED AS TO ALL OTHER ISSUES.
JUSTICE MÁRQUEZ does not participate.

HELD PETITIONS FOR WRIT OF CERTIORARI

19SC108, People v. Irving
Held pending 18SC445, *People v. Jones*, and 18SC582, *People v. Lujan*.

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 18SC680, Court of Appeals Case No. 17CA1294
In re the Marriage of
Petitioner:
Suzanne Longmire n/k/a Morrison,
and
Respondent:
Travis Longmire.

Petition for Writ of Certiorari is DENIED. EN BANC.

No. 18SC750, District Court, City and County of Denver Case No. 17CV34480
Petitioner:
The People of the State of Colorado,
v.
Respondent:
Michael Donahue.

Petition for Writ of Certiorari DENIED. EN BANC.
CHIEF JUSTICE COATS does not participate.

No. 19SC40, Court of Appeals Case No. 17CA67
Petitioner:
American Family Mutual Insurance Company,
v.
Respondent:
Bell Advisors, LLC, a Delaware limited liability company.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 19SC57, Court of Appeals Case No. 15CA1463
Petitioner:
Jemal A. Dawed,
v.
Respondent:
The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 19SC105, Court of Appeals Case No. 15CA368
Petitioner:
Efrain Carrera,
v.
Respondent:
The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 19SC121, Court of Appeals Case No. 18CA412
Petitioner:
William Chinnock,
v.
Respondents:
Cynthia Braddock, as Boulder County Assessor and Boulder Board of Equalization.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 19SC135, Weld County District Court Case No. 18CV30458
Petitioner:
Bernardine Hamilton,
v.
Respondent:
The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 19SC139, Eagle County District Court Case No. 18CV14
Petitioner:
Shamya Ullah,
v.
Respondent:
Hausmeister Services, LLC.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE BOATRIGHT would grant as to the following issue:

May a judgement be entered in the small claims court against a defendant without a finding or evidence that, at the time of filing of the claim, the defendant resides, is regularly employed, is a student at an institution of higher education, or has an office for the transaction of business, in the county where the claim is filed?

No. 19SC140, Court of Appeals Case No. 18CA510
Petitioner:
Alejandro Diego Ornelas,
v.
Respondent:
The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.
JUSTICE BOATRIGHT does not participate.

No. 19SC142, Court of Appeals Case No. 16CA1326
Petitioner:
Rider Jordan Leppin,
v.
Respondent:
The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 19SC144, Larimer County District Court Case No. 18CV30128
Petitioner:
Kristopher Lee Bull,
v.
Respondent:
The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 19SC151, Court of Appeals Case No. 17CA300
Petitioner:
William A. Gregor,
v.
Respondent:
The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.
JUSTICE MÁRQUEZ does not participate.

No. 19SC153, Court of Appeals Case No. 18CA479
Petitioner:
Daniel J. Santiago,
v.
Respondent:
The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.
